

JOURNAL OF THE HOUSE.

Thursday, May 27, 2004.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Petruccelli of Boston in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Eternal God, the Ultimate Source of Forgiveness and Hope, we look to You for guidance in our daily efforts to keep our priorities in focus and in perspective. We are grateful that You, Our Creator, have endowed us with the capacity to think and reason and to make decisions and choices. On Monday, we observe and celebrate Memorial Day, a day to honor and remember the untold sacrifices of all veterans and their families, both past and present. Teach us to keep them in our prayers and thoughts not only on Memorial Day, but always. Our freedoms have been secured by their acts of courage and bravery.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

At the request of the Chair (Mr. Petruccelli), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Royden and
Jacqueline
Richardson.

Resolutions (filed by Mr. Atsalis of Barnstable) congratulating Mr. and Mrs. Royden C. Richardson on the occasion of their fiftieth wedding anniversary;

Natural gas
facility.

Resolutions (filed by Representatives Correia of Fall River, Haddad of Somerset and Rodrigues of Westport) opposing the siting of a liquified natural gas facility in the city of Fall River;

Gregory J.
Agnew.

Resolutions (filed by Mr. Coughlin of Dedham) congratulating Gregory J. Agnew of Islington upon his elevation to the rank of Eagle Scout;

Jeff
Andrew.

Resolutions (filed by Mr. Coughlin of Dedham) congratulating Jeff Andrew of Islington upon his elevation to the rank of Eagle Scout;

David
Banner.

Resolutions (filed by Mr. Coughlin of Dedham) congratulating David Banner upon his elevation to the rank of Eagle Scout;

Jeff Long.

Resolutions (filed by Mr. LeDuc of Marlborough) congratulating Jeff Long on the occasion of his retirement;

Joan
Toohay.

Resolutions (filed by Mr. LeDuc of Marlborough) congratulating Joan Toohay on the occasion of her retirement;

Roderick
Mackinnon.

Resolutions (filed by Mr. Murphy of Burlington) congratulating Roderick Mackinnon on winning the Nobel Prize in chemistry;

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Resolutions (filed by Mr. Pedone of Worcester) recognizing Greek Heritage Week;

Greek Heritage
Week.

Resolutions (filed by Ms. Peisch of Wellesley) honoring Felix Juliani for receiving the Boy Scouts of America Wellesley Good Scout Award; and

Felix
Juliani.

Resolutions (filed by Mr. Timilty of Milton) on the occasion of the dedication of the Paul W. Curran Overpass in the town of Milton on Memorial Day, May 31, 2004;

Paul W. Curran
Overpass.

Mr. Petrolati of Ludlow, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Donato of Medford, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Turkington of Falmouth, petition (accompanied by bill, House, No. 4762) of Eric Turkington (by vote of the town) that the town of Edgartown be authorized to grant conservation restrictions on certain parcels of land under the control of said town; and

Edgartown,
conservation
restrictions.

By the same member, petition (accompanied by bill, House, No. 4763) of Eric Turkington (by vote of the town) that the town of Falmouth be authorized to grant conservation restrictions on certain parcels of land under the control of said town;

Falmouth, con-
servation land.

Severally to the committee on Local Affairs and Regional Government.

Severally sent to the Senate for concurrence.

Petition.

Gilbert Medeiros.

Mr. Quinn of Dartmouth presented a petition (subject to Joint Rule 12) of John F. Quinn (by vote of the town) (with the approval of the county commissioners) relative to the retirement of Gilbert Medeiros, a disabled former employee of the town of Dartmouth; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

General
Appropriations
Bill.

The House Bill making appropriations for the fiscal year 2005 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4601) came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2401.

Under suspension of the rules, on motion of Mr. DiMasi of Boston, the amendment was considered forthwith.

The House then non-concurred with the Senate in its amendment, on motion of Mr. Rogers of Norwood; and, on further motion of the same member, asked for a committee of conference on the dis-

Committee of
conference.

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Election Laws
committee,
extension of
time for
reporting.

agreeing votes of the two branches. The Speaker appointed Representatives Rogers, Larkin of Pittsfield and deMacedo of Plymouth as the committee on the part of the House. Sent to the Senate to be joined.

Subsequently the bill came from the Senate with the endorsement that said branch had insisted on its amendment, concurred in the appointment of a committee of conference on the disagreeing votes of the two branches; and that Senators Murray, Pangiotakos and Knapik had been joined as the committee on the part of the Senate.

The House Order relative to granting until Wednesday, May 5, 2004 the time within which the committee on Election Laws is authorized to report on current Senate documents numbered 341, 347 and 363 and House documents numbered 335, 882, 1264, 1265, 2229, 2588, 2946 and 3854 came from the Senate with the endorsement that it had been adopted, in concurrence, with an amendment striking out the date "Wednesday, May 5, 2004" and inserting in place thereof the date "Friday, May 28, 2004".

Under suspension of Rule 35, on motion of Mr. Jones of North Reading, the amendment was considered forthwith; and it was adopted, in concurrence.

Revere,
sewer fees.

A Bill authorizing the city of Revere to reduce water and sewer fee liability in exchange for volunteer services by persons over age 60 (Senate, No. 2223) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Wilmington,
newborn and
infant safety.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2349) of Bruce E. Tarr, James R. Miceli and Charles A. Murphy (by vote of the town) for legislation relative to the safe placement of newborns and infants in the town of Wilmington. To the committee on Human Services and Elderly Affairs.

Petition (accompanied by bill, Senate, No. 2350) of Bruce E. Tarr, James R. Miceli and Charles A. Murphy (by vote of the town) for legislation for a civil service exemption for Joseph A. Vieira III in the town of Wilmington. To the committee on Public Service.

Joseph A.
Vieira III,
civil service.

Reports of Committees.

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Melissa J.
Cornell,
sick leave
bank.

Petition (accompanied by bill) of Brian Knuutila, Emile J. Goguen and Robert A. Antonioni for legislation to authorize the Trial Court Department to establish a sick leave bank for Melissa J. Cornell, an employee of said court. To the committee on the Judiciary.

Petition (accompanied by bill) of Michael J. Donato that the Division of Capital Asset Management and Maintenance be authorized to release a restriction on a certain parcel of land in the city of Medford

for the construction of a World War II monument dedicated to the memory of armed forces personnel from said city. To the committee on State Administration.

Under suspension of the rules, on motion of Mr. Donato of Medford, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Transportation
bonds.

By Mrs. Parente of Milford, for the committee on Long-Term Debt and Capital Expenditures, that the Bill modernizing the Commonwealth's transportation system (House, No. 4758) ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4764) [Bond Authorization: \$897,423,000.00; Spending Authorization: \$1,228,923,000.00]. Referred, under Rule 33, to the committee on Ways and Means.

Orders of the Day.

The Senate Bill directing the retirement board of the city of Quincy to grant creditable service to James J. Dentremont (Senate, No. 1933), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

Third
reading
bills.

House bills
Establishing a one trial system for civil cases (House, No. 732); and

Authorizing the city of Lowell to pay an unpaid bill (House, No. 4521) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Recess.

Recess.

At twenty-three minutes after eleven o'clock A.M., on motion of Mr. Peterson of Grafton (Mr. Petrucci of Boston being in the Chair), the House recessed until two o'clock P.M.; and at seventeen minutes after three o'clock the House was called to order with Mr. Donato of Medford in the Chair.

Emergency Measure.

The engrossed Bill to improve public health in the Commonwealth (see House, No. 4256, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 4 to 0. Sent to the Senate for concurrence.

Public
health.

Medford,
land.

Bill
enacted.

Engrossed Bill.

The engrossed Bill prohibiting discrimination against veterans in employment (see House, No. 1053) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Order.

Next
sitting.

On motion of Mr. Finneran of Boston,—
Ordered, That when the House adjourns today, it adjourn to meet on Tuesday next at one o'clock P.M.

At twenty-three minutes before four o'clock P.M., on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Tuesday next at one o'clock P.M., in an Informal Session.